



SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

**PROPOSED AGENDA FOR
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS
MAY 18, 2004
9:00 A.M.**

ROLL CALL

Invocation – Police and Fire Chaplain Sam Faraone
Pledge of Allegiance

REGULAR AGENDA

1. Request for removal of Rim Road rock wall, under construction, and already built between Kansas and Campbell Streets. [John A. Ferguson, Sr.]
2. Tolls. [William F. Hart Jr.]
3. Continued corruption within E.P.P.D., D. A.'s office, I.A.D., and P.I.U. and lack of action by Civil Service Commission. [Jesus Luna]
4. Discussion and Action on the creation of a stand alone regional Non-Profit Economic Development Corp. [Lisa Turner]

MAYOR'S PROCLAMATIONS

1. ***Direct Deposit and Direct Payment Month***
2. ***The Year of the Sun***
3. ***Temple Mount Sinai Mitzvah Volunteer Effort Day***
4. ***Honorary Citizen Certificate to Mr. Jerome Guiot and presentation by Mr. Guiot***

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Additions to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

5. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of February 25, 2003 and May 11, 2004 and Special City Council Meeting of May 10, 2004.

6. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**7. RESOLUTIONS:**

- 7A.** That the Mayor be authorized to sign the following contract on behalf of the Arts and Culture Department to be funded through the FY2004 Downtown Festivals and Cultural Programs of the Arts and Culture Department, as recommended by the Arts and Culture Board and Staff. **(All Districts)**
[Arts and Culture, Alejandrina Drew, (915) 541-4481]

	ORGANIZATION	AMOUNT
1.	Project Change/Victory Warriors Drill Academy	\$6,000.00
	TOTAL:	\$6,000.00

- 7B.** That the Mayor be authorized to sign an Amendment to the September 9, 2003, Contract (part of the Arts and Culture Department's Music Under the Stars World Festival) between the City and Roberto Borrell, as representative for the artist, Orquesta la Moderna Tradición, to reflect the change of representatives to K. Tregar Otton. There are no further changes to the contract. **(All Districts)**
[Arts and Culture, Alejandrina Drew, (915) 541-4481]
- 7C.** That the Mayor be authorized to sign a Second Amendment to the Airport Display Agreement by and between the City of El Paso and the El Paso Mission Trail Association, Inc. to extend the display of their exhibit entitled "Missions of the Pass of the North" to March 31, 2005. **(District 3)**
[Airport, Patrick T. Abeln, (915) 780-4724]
- 7D.** That the Mayor be authorized to sign a License and Promotion Agreement by and between the City of El Paso ("Licensee"), acting by and through its Department of Aviation, and T.J.F. Golf, Inc. ("Licensor") for a limited non-exclusive license to use trade dress, personal likeness, company name and mark, logos, publicity and/or other rights used in connection with golf course design services owned by Licensor. **(District 3)**
[Airport, Patrick T. Abeln, (915) 780-4724]
- 7E.** That the Mayor be authorized to sign a Joint Resolution between the El Paso Water Utilities-Public Service Board and the City of El Paso authorizing (1) the transfer of a 20-acre tract of land in H.G. Foster Survey No. 262, City of El Paso, El Paso County, Texas, from the jurisdiction of the El Paso Water Utilities-Public Service Board to the City of El Paso for use as a public park; (2) that the City of El Paso shall pay the El Paso Water Utilities-Public Service Board a total sum of \$120,000 as consideration for the 20-acre land transfer; and (3) that the El Paso Water Utilities-Public Service Board shall accept reimbursement through deductions due the City from the proceeds derived from future El Paso Water Utilities-Public Service Board land sales in the amount of \$120,000 to cover the land transfer. **(District 1)**
[Building and Planning Services, Patricia D. Aauto, (915) 541-4853]

- 7F.** That the Mayor be authorized to sign a Developer Agreement between Colony Partners L.P. and the City of El Paso for the construction of certain improvements to Bear Ridge Drive and the abutting drainage channel in the vicinity of a certain 20 acre parcel contemplated for use as a City park. This developer agreement is made pursuant to Section 212.071 and 212.072 of the Texas Local Government Code as well as the City of El Paso Municipal Code.
(District 1) [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 7G.** That the City Attorney be authorized to retain outside counsel to provide professional legal and administrative personnel investigative services and to execute the necessary Professional Services Letter of Engagement.
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 7H.** That the Mayor be authorized to sign an Amended Grant Agreement between the City of El Paso and the Opportunity Center for the Homeless for the "Homeless Coalition Capacity Building Project II", a 28th Year (2002-2003) Community Development planning project. This Amended Grant Agreement increases the contract amount to \$164,768.00, expands the scope of service, and extends the contract period to May 31, 2005. **(Citywide)**
[Community and Human Development, Anthony Shaar, (915) 541-4897]
- 7I.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Thirteen Thousand Four Hundred Seventy Six And No/100 Dollars (Secured Grant-\$13,476.00), against the following described real property:
- Lot 5, Block 21, of East Glen Addition Unit Two, an Addition to the City of El Paso, El Paso County, Texas, according to the Plat thereof recorded in Volume 47, Pages 1 & 1A, of the Plat Records of El Paso County, Texas; known and numbered as 11112 Skipper
- for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 5)**
[Community and Human Development, Charles Ruiz, (915) 541-4221]
- 7J.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Nine Thousand Seven Hundred Fifty And No/100 Dollars (\$9,750.00, Grant-\$350.00 and Loan- \$9,400.00), against the following described real property:
- Tract 30, Park Manor Subdivision, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on File in Book 15, Page 48, Plat Records of El Paso County, Texas; known and numbered as 101 Manor

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 3)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 7K.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Eleven Thousand Six Hundred And No/100 Dollars (\$11,600.00, Grant-\$6,550.00 and Loan- \$5,050.00), against the following described real property:

Lot 12, Block 17, Clardy-Fox Subdivision No. 3, an Addition to the City of El Paso, El Paso County, Texas, according to the Map and Plat thereof on File in Plat Records of El Paso County, Texas; known and numbered as 545 De Vargas

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 3)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 7L.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Twelve Thousand Three Hundred Fifty And No/100 Dollars (\$12,350.00, Grant - \$1,500.00 and Loan - \$10,850.00), against the following described real property:

Lot 11 and the West ½ of Lot 12, Block 286, Campbell Addition, an Addition to the City of El Paso, El Paso County, Texas, said addition also referred to as Pierce Finley Addition, an addition to the City of El Paso, El Paso County, Texas, which is one and the same property as described in that certain Deed dated January 22, 1970, recorded in Book 281, Page 997 Film Records of El Paso County, Texas; known and numbered as 1118 E. Nevada

for consideration paid to the City in full satisfaction of certain Notes executed by the owners of the above-described real property; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of Seventy Eight and 58/100 Dollars (\$78.58). **(District 8)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 7M.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the CITY OF EL PASO and LUCERO/MELENDEZ ARCHITECTS AIA, INC., for a project known as "Leo Cancellare Pool Improvements", in an amount not to exceed FOURTEEN THOUSAND EIGHT HUNDRED NINETY FOUR and 61/100 DOLLARS (\$14,894.61). **(District 8)**

[Engineering Department, Irene Ramirez, (915) 541-4431]

- 7N.** That the Mayor be authorized to execute an Agreement by and between the **CITY OF EL PASO** and the **CONCORDIA HERITAGE ASSOCIATION, INC.** allowing for the completion of the Association's proposed improvements to the Concordia Cemetery, some of which are found on or near the City of El Paso's right of way. **(District 8)**

[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 7O.** That the City Council hereby approves the Rules of Order for The Information Technology Advisory Board of the City Of El Paso, as adopted and approved by the Information Technology Advisory Board. **(All Districts)**
[Information Technology Department, Tony Montoya, (915) 541-4288]
- 7P.** That the Mayor be authorized to sign a Sponsorship Agreement between the City of El Paso and KVIA-TV, ABC-7, to provide for promotional support for the El Paso Public Library Bookmobile in exchange for the use of the Channel 7 "Education First" logo on the Bookmobile. **(All Districts)**
[Library, Carol Brey-Casiano, (915) 543-5406]
- 7Q.** That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF EL PASO** and **ALFREDO CHAVIRA** as a Library Assistant for the El Paso Public Library at an hourly rate of \$5.57 per hour not to exceed 20 hours per week without permission from the Co-Op Coordinator, in which case student may work up to 40 hours per week. Employee may be required to use own vehicle to travel to different Library branches and will be reimbursed for mileage at a rate of \$.36 per mile, not to exceed 150 miles per week or a total of \$54.00 per week. The term of the contract shall be for the period of May 19, 2004 through May 18, 2005.
[Library, Carol Brey-Casiano, (915) 543-5406]
- 7R.** That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF EL PASO** and **RICARDO IVAN GUERRERO** as a Library Assistant for the El Paso Public Library at an hourly rate of \$5.57 per hour not to exceed 20 hours per week without permission from the Co-Op Coordinator, in which case student may work up to 40 hours per week. Employee may be required to use own vehicle to travel to different Library branches and will be reimbursed for mileage at a rate of \$.36 per mile, not to exceed 150 miles per week or a total of \$54.00 per week. The term of the contract shall be for the period of May 19, 2004 through May 18, 2005.
[Library, Carol Brey-Casiano, (915) 543-5406]
- 7S.** That the Mayor be authorized to sign a Regional Tournament Agreement between the City of El Paso, on behalf of the Parks and Recreation Department, and the American Amateur Baseball Congress (AABC) to provide for the conduct of a Regional Tournament among teams of the Pee Wee Reese Division (12 and Under) of the South Plains Region of the AABC. The Tournament will be held at various Parks Department facilities beginning July 21, 2004, and ending July 24, 2004. The Agreement provides for the City to pay a \$100.00 registration fee, together with operating expenses of the Tournament.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 7T.** **THAT** the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

ACOSTA SPORTS CENTER

DEPARTMENT ID: 51010215, ACCOUNT 502215

1. CONTRACTOR: Oscar Arellano Jr., Scorekeeper
DATES: May 19, 2004 through August 31, 2004
RATE PER CL: \$15.00
MAXIMUM AMT: \$1,125.00
CONTRACT: **2003/2004-142**
2. CONTRACTOR: Beatriz Castillo, Scorekeeper
DATES: May 19, 2004 through August 31, 2004
RATE PER CL: \$10.00
MAXIMUM AMT: \$1,000.00
CONTRACT: **2003/2004-143**

YOUTH OUTREACH CENTER

DEPARTMENT ID: 51010234, ACCOUNT 502214

3. CONTRACTOR: Norma Ponce-Gomez, Fine Arts Instructor
DATES: June 7, 2004 through July 31, 2004
RATE PER CL: \$20.00
MAXIMUM AMT: \$240.00
CONTRACT: **2003/2004-144**

- 7U.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

AQUATICS

DEPARTMENT ID: 51010281, ACCOUNT 501011

1. CONTRACTOR: Joseph M. Candelaria, Swim Instructor, Step 2
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.50
CONTRACT NO: **2003/2004-267**
2. CONTRACTOR: Deyanira N. Gallegos, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-268**
3. CONTRACTOR: Brian J. Jones, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-269**
4. CONTRACTOR: Gabriela Lopez, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-270**
5. CONTRACTOR: Paul A. Lopez, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-271**

6. CONTRACTOR: Lorena D. Martinez, Swim Instructor, Step 3
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.65
CONTRACT NO: **2003/2004-272**
7. CONTRACTOR: Holly H. Monteiro, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-273**
8. CONTRACTOR: Sofia A. Otero, Lifeguard, Step 2
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$6.00
CONTRACT NO: **2003/2004-274**
9. CONTRACTOR: Isaac Perez, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-275**
10. CONTRACTOR: Kyle M. Quagliato, Swim Instructor, Step 1
DATES: May 19, 2004 through September 30, 2004
RATE PER HR: \$5.35
CONTRACT NO: **2003/2004-276**
11. CONTRACTOR: Endi M. Silva, Swim Instructor Coordinator, Step 1
DATES: May 26, 2004 through September 30, 2004
RATE PER HR: \$6.50
CONTRACT NO: **2003/2004-277**

7V. That the retirement of the Police Department canine "Ben" by transferring him to his handler is authorized at no cost.
[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

7W. That the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the County of El Paso, a political subdivision of the State of Texas, for information sharing and mutual support services regarding the Orion Communications, Inc. courtNotify system. The agreement will allow both entities to use the system to schedule court appearances in prosecutions and proportionately share the costs.
[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

7X. That the Mayor be authorized to sign a revised Interlocal Agreement between the City of El Paso and the County of El Paso for the Sale of Land and the Construction of a Parking Garage at 210 S. Campbell Street, El Paso, El Paso County, Texas. [Purchasing Department, Byron Johnson, (915) 541-4308]

8. Notice to set a public hearing to be held on June 15th, 2004 to determine if the property located at 320 N. Carolina Drive in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated December 8th, 2003. The owner of record as of February 11th, 2004, Victor Mendez, 2425 Red Rock Canyon Drive, El Paso, Texas 79930, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 7)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

9. Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 4)**

Subdivision: Pleasant Hills Unit Eight
 Owner/Developer: CareFree Land L.P.
 Consultant: Conde Inc.

Street Improvements:

Pleasant Sand Drive - from the north property line of Pleasant Hill Drive to the southwest subdivision boundary line

Drainage Improvements:

Retention Ponding Area - located at Lot 63, Block 4;; 1.67 ac. Area; 12.18 ac-ft. Capacity; 1-Thurst Block Outlet Structure with Concrete Rip-Rap; 1-Junction Box/72" Manhole; 100 ft. of 42" R.C.P.; 1105 ft. x 5 ft. Sidewalk; 1112 ft. x 6 ft. high Rock Wall Fence around the Ponding Area Perimeter; 1-30 ft. Concrete Driveway with 18 ft. Double Swing Gate; and 1-Water Depth Gauge

15 ft. Drainage R.O.W. and P.S.B. Easement - between Lots 62 and 63, Block 4; 101 ft. x 15 ft. x 6" Concrete Flume; 202 ft. x 6 ft. Rock Wall Fence located at the east and west sides of the R.O.W.; and 2-18 ft. Double Swing Gate

Storm Drain System - behind Lots 22, 23, 24, and 29, Block 34; 1-5 Grate and 1-3 Grate Off Street Inlet; 375.5 ft. of 36" R.C.P.; and 278. ft. x 3 ft. dirt ditch
 [Engineering Department, Bashar Abugalyon, (915) 541-4157]

10. Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Civil Service Recorder (1)
 [Human Resources, Terry A. Bond, (915) 541-4509]

11. **STAFFING TABLE CHANGE:**

HEALTH

Add	1.00	Environmental Quality Coordinator	PM 82
Delete	1.00	Environmental Health Manager	PM 80

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

12. **BOARD APPOINTMENTS:**

- 12A.** Jaime Barron to the Art Museum Advisory Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]

- 12B.** Pat Monardez to the Art Museum Advisory Board by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 12C.** Tommy Carreon to the Ad Hoc Waste Tire Disposal Advisory Committee as an Alternate Member by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 12D.** The recommendation to Council to appoint Angela Mora to the City Employees' Health Benefit Program Advisory Board by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]
- 13.** The reactivation of the Border Relations Commission to work in conjunction with the International Bridge Commission by Representative Jose Alexandro Lozano. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 14. GUARDRAIL INSTALLATIONS:**
- 14A.** Request authorization to use Six Hundred Fifty Seven Dollars and Two Cents (\$657.02) from District 6 Discretionary Funds to install a guardrail at 7273 Barker Road. **(District 6)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 14B.** Request authorization to use One Thousand Two Hundred Fourteen Dollars and Sixty-Three Cents (\$1,214.63) to install much needed guardrail post at 8926 Ayeta Lane. **(District 6)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 15.** Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]
- 15A.** PID #'s S533-000-0260-06Y0 & S533-000-0260-06Y1, \$506.41 per month installments on a balance of \$12,153.84 for 2000, 2001, 2002 & 2003 taxes; Sergio & Patricia C. Olivas – 530 Zebu. **(District – County)**
- 15B.** PID #S872-999-0010-0100, \$1,048.02 per month installments on a balance of \$4,192.08 for 2003 taxes; Miguel A. & Raquel Esquivel– 7700 Alameda. **(District 7)**
- 15C.** PID #V893-999-0790-1500, \$409.43 per month installments on a balance of \$3,275.44 for 2003 taxes; Jose L. & Irene B. Rosales – 1829 Jack Nicklaus. **(District 7)**
- 15D.** PID #V893-999-2100-3500, \$293.83 per month installments on a balance of \$2,350.64 for 2003 taxes; Jose T. & Ninon Aguero – 1532 Babe Hiskey. **(District 7)**
- 15E.** PID #V893-999-4130-4000, \$240.73 per month installments on a balance of \$2,166.57 for 2003 taxes; Raul & Ivonne Ramos – 11761 Prado Del Sol. **(District 6)**
- 15F.** PID #C340-999-0460-0900, \$345.22 per month installments on a balance of \$3,452.20 for 2003 taxes; Alejandro & Gilda Fernandez – 617 Queretaro Dr. **(District 1)**
- 15G.** PID #U819-000-018E-05D0, \$317.50 per month installments on a balance of \$3,175.00 for 2003 taxes; Margarito & Patricia T. Arellano – 7951 Bosque Rd. **(District – County)**
- 15H.** PID #'s L178-000-0010-6900 & L178-000-0010-7000, \$175.67 per month installments on a balance of \$6,324.12 for 1998, 1999, 2000, 2001 & 2002 taxes; Amelia Serrano – 116 Lake Mead. **(District 5)**
- 15I.** PID #T213-999-0140-1400, \$322.14 per month installments on a balance of \$5,154.24 for 2003 taxes; Sharon Wilson – 6837 Imperial Ridge. **(District 1)**

- 15J.** PID #C214-999-0020-6600, \$404.97 per month installments on a balance of \$4,859.64 for 2002 taxes; Dwayne M. Aboud – 5902 Mira Hermosa. **(District 1)**
 - 15K.** PID #L985-000-0006-0001, \$169.36 per month installments on a balance of \$4,064.64 for 1999, 2000, 2001 & 2002 taxes; Juana Brito – 10736 Ululani. **(District – County)**
 - 15L.** PID #X215-999-0000-7505, \$467.93 per month installments on a balance of \$5,615.16 for 2002 taxes; Dwayne M. Aboud & Nancy O. Laster – 5407 Mesa. **(District 8)**
 - 15M.** PID #0727-999-2023-0000, \$338.43 per month installments on a balance of \$3,722.73 for 2002 & 2003 taxes; W S C % Mathew Martinez – 14001 Montana. **(District 6)**
- 16. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
- 16A.** Raul & Maria Villegas in the amount of \$8,182.76, overpayment of 2003 taxes. (PID #C050-999-1000-0600)
 - 16B.** Raul & Maria Villegas in the amount of \$15,340.27 overpayment of 2003 taxes. (PID #C050-999-1190-2100)
 - 16C.** Cumming Property Tax Service in the amount of \$4,617.09, overpayment of 2003 taxes. (PID #E072-000-0010-0110)
 - 16D.** First Savings Bank in the amount of \$6,258.30, overpayment of 2003 taxes. (PID #M794-999-1230-1700)
 - 16E.** Wells Fargo Home Mortgage in the amount of \$2,905.35, overpayment of 2003 taxes. (PID #O415-999-0000-7800)
 - 16F.** Santiago & Violeta Perez in the amount of \$2,633.65, overpayment of 2003 taxes. (PID #T213-999-0070-1900)
 - 16G.** First American Real Estate Tax Service in the amount of \$21,200.00, overpayment of 2003 taxes. (PID #W145-999-0160-2400)
- 17.** Request authorization to allocate discretionary funds from District #2, in the amount of \$225.00 for the rental of the pavilion at Logan Heights Reserve #4 with the Parks & Recreation Department. [Representative Robert A. Cushing, Jr., (915) 541-4996]
- 18.** Request authorization to allocate \$1,000.00 from District #3 Discretionary Funds to the Parks and Recreation Department, to assist with the Summer Youth Recreational Program at Thomas Manor Park. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 19.** Request authorization to allocate \$1,000.00 from District #7 Discretionary Funds to the Parks and Recreation Department, to assist with the Summer Youth Recreational Program at Thomas Manor Park. [Representative Vivian Rojas, (915) 541-4108]
- 20.** Change Order No. Nine (Construction Change) to C.F. Jordan L.P. for “EPIA Consolidated Security Checkpoint & Terminal Apron project” for an increase amount of \$ 67,903.91. An increase in the Contract amount due to:
- Item 1:** Provide and install additional HVAC unit for room A204 to be used by TSA as security monitoring room (per Proposal Request 12) \$17,948.87
 - Item 2:** Provide for new power outlets, conduit, boxes, and cabling for cameras to be used by TSA for security monitoring purposes (per Proposal Request 8 and ASI dated 04/15/04) \$40,173.30

Item 3: Provide for installation of glass wall panels provided by TSA at Security Screening area \$3,302.49

Item 4: Provide 24" tall letters to read HOME OF THE SUNBOWL. Letters to be mounted on exterior horizontal tube that conceals sprinkler system (per Proposal Request 11) \$6,479.25. [Purchasing Department, Miguel A. Rodriguez, (915) 541-4424]

- 21.** Request that the Director of Purchasing be authorized to issue a Sole Source Purchase Order to Maximus, Inc., in the amount of \$77,700.00 to upgrade the existing fuel management system. Maximus, Inc. is the sole provider for its proprietary Fuel Focus Fuel Management hardware and software.

Department: Fleet Service

Funding Sources: 508008-29211-04200401-PMB0005011
Bond Election, Capital Acquisition Public Safety
Communication System (\$40,000.00)
508010-29211-04200401-PMB00050011
Bond Election, Capital Acquisition Public Safety
Communication System (\$10,000.00)
503121-45202-37370510 Internal Service Fund Equipment
Supply & Support (\$6,500.00)
503124-45202-37370510 Internal Service Fund Equipment
Supply & Support (\$21,200.00)

Total award: \$77,700.00

District (s): All

[Purchasing Department, Barbara Crumley, (915) 541-4315]

22. BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

22A. Bid No.: 2004-091 Memorial Park Improvements and Indoor Pool
Contractor: Vistacon, Inc
El Paso, Texas

Department: Parks and Recreation
Funds Available: 31130550-PPW0046026YR2-60029-508027
Funding Source: Quality of Life Bonds
Items: Base Bid I \$2,370,000.00
Base Bid IA \$ 1,600.00
Alternate #3 \$ 79,000.00
Alternate #7 \$ 17,000.00
Total Award: \$2,467,600.00

Districts: 2

RECOMMENDATION:

The Departments of Engineering, Purchasing and Parks and Recreation Department recommend the award of this contract to Vistacon, Inc., as this Offeror has provided the Best Value Proposal. It is requested that the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the City

Engineer, Contract Compliance, and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

1. Lump Sum Component

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

2. Unit Price Component

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term. [Purchasing Department, Jay Henson, (915) 541-4907]

22B. Bid No.: 2004-145 Janitorial Services Rev Pete Martinez Senior Citizen
& Wellington Chew Senior Citizen Center
Award to: Vendor #1 Maheir Janitorial Services
El Paso, TX
Item (s): 1A & 1B
Amount: \$8,310.00 (estimated year)

Award to: Vendor #2 Total Cleaning Services
El Paso, TX
Item (s): 2A & 2B
Amount: \$8,936.40 (estimated year)

Department: Parks and Recreation
Funds available: 51010256-01101-502206
Funding source: Operating Account
Janitorial Maintenance Svcs Contract
Total award: \$17,246.40 (estimated year)
District (s): 2 & 6

Parks & Recreation Department and Purchasing recommend awards as indicated as these vendors meet the Best Value Procurement Criteria and are responsible and responsive bidder.

This is a thirty-six (36) month contract with no option to extend the term of this contract. Additionally, Maheir offers a 1% 10 days prompt payment discount and Total Cleaning Services offers a 2.5% 20 days prompt payment discount.
[Purchasing Department, Ray Heredia, (915) 541-4316]

22C. Bid No.: 2004-147 Janitorial Services Multi-Purpose Center
Award to: Total Cleaning Services
El Paso, TX
Item (s): All
Amount: \$18,578.40 (estimated year)

Department: Parks and Recreation
Funds available: 51010256-01101-502206
Funding source: Operating Account
Janitorial Maintenance Svcs Contract
Total award: \$55,735.20 (estimate)
District (s): 3

Parks & Recreation Department and Purchasing recommend awards as indicated as this vendor meets the Best Value Procurement Criteria and is responsible and responsive bidder.

This is a thirty-six (36) month contract with the no option to extend the term of this contract. Additionally, Total Cleaning Services offers a 1.5% 20 days prompt payment discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

23. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

23A. Bid No.: 2004-083 Ground Maintenance-City Facilities
Award to: Ledesma's
El Paso, Texas
Item (s): All
Amount: \$18,480.00 (estimated year)

Department: Municipal Services-Building Maintenance
Funds available: 31010326-01101-502221
Funding source: Operating Account
Groundkeeping/Horticultural Contracts
Total award: \$55,440.00
District (s): All

The Municipal Services, Maintenance Department and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a thirty-six (36) month contract. There is no option to extend the contract. Additionally, Ledesma's offers a 9.1% 10 days Prompt Payment Discount.

Item number ten (10) Main Library is deleted from this solicitation.
[Purchasing Department, Ray Heredia, (915) 541-4316]

23B. Bid No.: 2004-117 Used Program Vehicles
Award to: Vendor 1 Sisbarro Buick, Pontiac, GMC
Las Cruces, NM
Item (s): #1 – 38/each @ \$10,250.00
#3 – 1/each @ \$8,250.00
#4 – 14/each @ \$10,250.00
#5 – 3/each @ \$8,250.00
Amount: \$566,000.00

Vendor 2	Casa Ford Inc. El Paso, TX
Item (s):	#6 – 4/each @ \$16,995.00
Amount:	\$67,980.00
Department:	Various
Funding Sources:	508006-29209-04200401-PMB0005009 BE Capital Acquisition Public Safety (\$397,750.00) 508006-29205-04200401-PMB0005005 BE Capital Acquisition Health (\$59,500.00) 508006-29204-04200401-PMB0005004 BE Capital Acquisition Fire (\$108,750.00) 508006-29201-04200401-PMB0005001 BE Capital Acquisition Parks (\$67,980.00)
Total award:	\$633,980.00
District (s):	All

The Fleet Services, and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase Used Program Vehicles. Vendor No. 1 offers options to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if exercised within three (3) months and six (6) months from the date of award of the contract. Vendor No. 2 offers an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within three (3) months from the date of award of the contract. No prompt payment discounts were offered by either Vendor.

[Purchasing Department, Barbara Crumley, (915) 541-4315]

23C.	Bid No.: 2004-118	Street Sweepers, High Dump, 4-Yard Capacity (Rebid)
	Award to:	Tennant Sales and Service Company Minneapolis, MN
	Item (s):	#1, Qty. 9 @ \$161,139.26/each #O-1, Qty. 15 @ \$2,123.60/each
	Amount:	\$1,482,107.34 <u>\$ 32,500.00</u> Less Trade-In Allowance \$1,449,607.34
	Department:	Streets
	Funds Sources:	508029-29203-04200401-PMB0005003 Bond Election Capital Acquisitions – Street (\$380,000.00) 508029-24203-04250201-PMB0002130 City Equipment NOC (\$1,102,107.34)
	Total award:	\$1,482,107.34
	District (s):	All

The Fleet Services, Street and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase Street Sweepers. There is an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within ninety (90) days from the date of award of the contract. No prompt payment discount was offered. [Purchasing Department, Barbara Crumley, (915) 541-4315]

24. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

24A. BT2004-645 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$120,000 to pay for infrastructure improvements in connection with the development of park site at Franklin Hills. Funding source is HFC funds.

Increase	\$120,000	to	31125001/PPR000327624/508027	Construction
Increase	\$120,000	to	31125001/P50145827610/407002	Est Rev
Decrease	\$120,000	from	31125001/P50145827610/507001	Intrfd Trf
Increase	\$120,000	to	31125001/PPR000327624/407001	Intrfd Trf

24B. BT2004-524 SOLID WASTE MANAGEMENT

To establish appropriations for sale of revenue bonds to purchase Solid Waste Management equipment for FY 04.

Increase	\$1,631,200	to	34340200/40415/508006	Veh Equip
Increase	\$ 60,000	to	34340200/40415/508008	OffEquip&App
Increase	\$1,546,600	to	34340200/40415/508029	Hvy/OffRdEqp
Increase	\$3,237,800	to	34340200/40415/407020	Bond Proc

24C. BT2004-634 MUSEUM (ARCHAEOLOGY)

To increase revenue estimate for the purchase of merchandise for sales to the public. Due to increased sales this fiscal year, additional inventory is needed to meet public demand for goods sold.

Increase	\$3,600	to	54500031/50113/404306	Sales to Pub
Increase	\$3,600	to	54500031/50113/503102	Promo Sup

24D. BT2004-656 AIRPORT

Transfer of funds from Airport contingency to cover the cost of maintenance of the landing area to include installing damaged fencing, repair of storm drain pipe and replacing signage.

Increase	\$10,000	to	62620009/40101/502226	Fac Maint
Increase	\$10,000	to	62620009/40101/503200	Fac Maint
Increase	\$ 1,000	to	62620009/40101/503202	Land/Lndscp
Decrease	\$21,000	from	62620001/40101/504405	Contingency

24E. BT2004-671 AIRPORT

Transfer of funds to cover cost of parking lot operation and maintenance. Land maintenance and shuttle bus maintenance items have exceeded original estimates. Passenger traffic and associated parking lot activity have risen faster than anticipated and are up over 10% from prior year-to-date numbers. March 2004 numbers are up 17% over March 2003.

Increase	\$ 5,000	to	62620006/40101/503200	Bldg/FacMnt
Increase	\$ 2,000	to	62620006/40101/503202	Land/Lndscp
Increase	\$ 500	to	62620006/40101/503204	Veh Maint
Increase	\$10,000	to	62620006/40101/503207	Hvy Eq Maint
Decrease	\$17,500	from	62620001/40101/504405	Contingency

24F. BT2004-689 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$56,600 which will align funding for the Cohen Stadium Canopy project to match bond authorization.
(District 4)

Increase	\$56,600	to	31130500/PPW004601226253/508027	Construction
Increase	\$56,600	to	31130500/PPW004601226253/407020	Bond Proc

24G. BT2004-693 SOLID WASTE

To appropriate additional funds necessary to construct perimeter fencing around the original Clint Landfill in order to meet the permit requirements for the new Clint Landfill.

Decrease	\$ 3,000	from	34010291/40403/503107	Photo/FilmVdSp
Increase	\$ 3,000	to	34010291/40403/507001	Intrafd Trf
Decrease	\$ 25,000	from	34010293/40403/502116	Promo Svcs
Decrease	\$ 5,000	from	34010293/40403/502215	OtsdContNOC
Decrease	\$ 5,000	from	34010293/40403/502226	Bdg/FcMntCnt
Decrease	\$ 10,000	from	34010293/40403/503117	EqMntSup
Increase	\$ 45,000	to	34010293/40403/507001	IntrafdTrf
Decrease	\$ 3,000	from	34010296/40403/502226	Bdg/FcMtCont
Decrease	\$ 3,000	from	34010296/40403/503122	MntSp/PtNOC
Decrease	\$ 2,000	from	34010296/40403/503200	Bdg/FcMt/Rep
Decrease	\$ 25,000	from	34010296/40403/504100	Electricity
Decrease	\$ 2,000	from	34010296/40403/504101	Water
Decrease	\$ 25,000	from	34010296/40403/504402	GnLiabtyIns
Increase	\$ 48,000	to	34010296/40403/407001	Intrafd Trf
Increase	\$308,000	to	34010296/PSWM000840403/508001	Land Imprv
Increase	\$200,000	to	34010296/PSWM000840403/403141	Landfill Fees

24H. BT2004-707 BUILDING & PLANNING SERVICES

Building and Planning Services proposes to appropriate \$7,231.07 to fund the City Hall HVAC Retrofit project. Funding source is 1995 CO's.

(District - Citywide)

Increase	\$7,231.07	to	31118111/PPW0034004A27061/407002	ProcRev
Increase	\$7,231.07	to	31118111/PPW0034004A27061/508027	Construction

24I. BT2004-720 BUILDING & PLANNING SERVICES

Building and Planning Services proposes to appropriate \$8,000 to fund construction of the Zaragosa Bridge Joint Repair project. Funding source is previously issued revenue bonds. **(District 6)**

Increase	\$8,000	to	32000082/P50100543001/508027	Construction
Increase	\$8,000	to	32000082/P50100543001/407002	Est Rev

24J. BT2004-734 COMMUNITY AND HUMAN DEVELOPMENT

This budget transfer moves funds from the CD 29th Yr Contingency account to the Coalition Capacity Bldg Project, a 28th Yr (2002-2003) CDBG Program project. The transfer will allow a contract extension (2nd amendment) to continue an effective continuum of care application process which has the potential of maximizing federal funds allocated to the city for homeless services programs.

Decrease	\$69,972	from	71150069/G7129CD000107747/508027	Construction
Increase	\$69,972	to	71150069/G7128CD000607665/505209	SnglLnltmPrj

24K. BT2004-737 PARKS AND RECREATION

This budget transfer recognizes actual revenues from Parkland Dedication fees and appropriates money to be used for parks construction within the same park zone as the development that generated the revenue. Parkland Dedication fees are paid by developers based upon City Ordinance.

Increase	\$ 300	to	51159242/P51800080916148/405072	Parkland Ded
Increase	\$ 300	to	51159242/P51800080916148/508004	Parkland Ded
Increase	\$ 36,800	to	51159242/P51800015916133/405072	Parkland Ded
Increase	\$ 36,800	to	51159242/P51800015916133/508004	Parkland Ded
Increase	\$ 3,000	to	51159242/P51800015916133/405072	Parkland Ded
Increase	\$ 3,000	to	51159242/P51800015916133/508004	Parkland Ded
Increase	\$ 93,300	to	51159242/P51800086416204/405072	Parkland Ded
Increase	\$ 93,300	to	51159242/P51800086416204/508004	Parkland Ded
Increase	\$ 1,800	to	51159242/P51800086516205/405072	Parkland Ded
Increase	\$ 1,800	to	51159242/P51800086516205/508004	Parkland Ded
Increase	\$ 42,340	to	51159242/P51800083616175/405072	Parkland Ded
Increase	\$ 42,340	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$ 3,000	to	51159242/P51800083616175/405072	Parkland Ded
Increase	\$ 3,000	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$3,181.20	to	51159242/P51800015416128/405072	Parkland Ded
Increase	\$3,181.20	to	51159242/P51800015416128/508004	Parkland Ded
Increase	\$1,800.00	to	51159242/P51800015316127/405072	Parkland Ded
Increase	\$1,800.00	to	51159242/P51800015316127/508004	Parkland Ded
Increase	\$1,200.00	to	51159242/P51800083616175/405072	Parkland Ded
Increase	\$1,200.00	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$ 5,793	to	51159242/P51800008216056/405072	Parkland Ded
Increase	\$ 5,793	to	51159242/P51800008216056/508004	Parkland Ded
Increase	\$ 27,300	to	51159242/P51800011316087/405072	Parkland Ded
Increase	\$ 27,300	to	51159242/P51800011316087/508004	Parkland Ded
Increase	\$ 300	to	51159242/P51800005016024/405072	Parkland Ded
Increase	\$ 300	to	51159242/P51800005016024/508004	Parkland Ded

24L. BT2004-744 ECONOMIC DEVELOPMENT

To appropriate capital funding for building improvements, upgrade of comp network and enhanced safety.

Increase	\$136,950	to	57107100/P50156627456/407002	Est Rev
Increase	\$ 85,350	to	57107100/P50156627456/508003	Bldg Impvmt
Increase	\$ 45,000	to	57107100/P50156627456/508010	Data Proc
Increase	\$ 6,600	to	57107100/P50156627456/508012	Med/SciEquip

24M. BT2004-773 SOLID WASTE MANAGEMENT

To appropriate funds necessary to pay the expenses to be incurred during the period Solid Waste Management diverts solid waste from City Landfills to the Camino Landfill.

Decrease	\$ 5,000	from	34010289/40403/502115	MgmtServCnt
Decrease	\$ 130,000	from	34010289/40403/501000	NUnfWag&Sal
Increase	\$ 135,000	to	34010289/40403/507001	Intrafd Trf
Increase	\$ 220,000	to	34010291/40403/403140	CollectionFee
Increase	\$ 68,000	to	34010291/40403/403145	WsteRemFee
Increase	\$ 44,000	to	34010291/40403/403146	WeedRemFee
Decrease	\$ 225,000	from	34010291/40403/501000	NUnfWag&Sal
Decrease	\$ 50,000	from	34010291/40403/502001	TempSvcCnt
Increase	\$ 607,000	to	34010291/40403/507001	Intrafd Trf
Decrease	\$ 45,000	from	34010293/40403/501000	NUnfWag&Sal
Decrease	\$ 68,875	from	34010293/40403/501002	OverTime Civ
Increase	\$ 113,875	to	34010293/40403/507001	Intrafd Trf
Increase	\$ 358,000	to	34010296/40403/403141	Landfill Fees
Increase	\$ 855,875	to	34010296/40403/407001	Intrafd Trf
Increase	\$1,213,875	to	34010296/40403/504303	LndfillUseFee

25. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

- 25A.** Rotary Club of West El Paso to hold an Annual Independence Day parade on July 3, 2004 from 9:00 a.m. to 10:30 a.m. Route: Start at Western Hills Methodist Church at 530 Thunderbird, proceed on Thunderbird to Shadow Mountain, turn left on Shadow Mountain to Mesa, turn right on Mesa, proceed on Mesa to Champions Pl., turn right on Champions Pl. and finish at the Coronado High School parking lot at 100 Champions. Approximately 1,500 persons, 50+ vehicles, 50+ animals will take part and 1,500 spectators are anticipated. PERMIT NO. 04-041 (**District 1**) [Rick Lobello]

- 25B.** Constance Hulbert Elementary to hold an end of the year parade on May 25, 2004 from 10:15 a.m. to 10:45 a.m. Route: Start at the school parking lot, turn right on Franklin Dr. to Franklin Loop, proceed on the Franklin Loop to Franklin Dr., return and finish at the school parking. Approximately 500 persons, 3 vehicles will take part and 150 spectators are anticipated. PERMIT NO. 04-042 **(District 7)** [Nellie Morales]
- 25C.** Catholic Community of Corpus Christi to block off Le Baron between North Loop and Sorbonne on June 4, 2004 from 6:00 p.m. to 1:00 a.m.; June 5, 2004 from 4:00 p.m. to 1:00 a.m.; June 6, 2004 from 2:00 p.m. to 1:00 a.m. for a bazaar. Approximately 1,500 persons will take part on June 4, 2004; 2,000 persons will take part on June 5, 2004, and 3,000 persons will take part on June 6, 2004. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT NO. 04-043 **(District 6)** [Mike Garcia]

REGULAR AGENDA

- 26. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**
- 26A.** An Ordinance establishing deadlines and procedures for placing matters on the agenda for City Council Meetings and repealing Ordinance No. 010397, Ordinance No. 011042, Ordinance No. 011573, and Ordinance No. 15264. [City Attorney's Office, Theresa Cullen-Garney, (915) 541-4550]
- 26B.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets) To Add New Locations On Collingsworth Street. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 3)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26C.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III- Parking Prohibited At All Times On Certain Streets) To Add A New Location On Maryland Street, Between Geiger Avenue And Alameda Avenue (SH-20), Westside Only. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 3)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 26D.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets) To Add A New Location On Geiger Avenue, Between Collingsworth Street and Cargil Street, Both Sides. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 3)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26E.** An Ordinance Amending Title 12 (Vehicles And Traffic). Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets) To Add a New Location On Wymond Court, North Side Only. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 3)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26F.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), Of The El Paso Municipal Code, To Add A Subsection Identifying The Speed Limit As Thirty-Five Miles Per Hour On Ted Houghton Drive From Pellicano Drive to Olga Mapula Drive. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 6)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26G.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets) To Delete Various Existing Locations As The Proposed Deletions Are Duplicates Found Elsewhere In Section 12.88.030. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 8)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26H.** An Ordinance Amending Title 12 (Vehicles And Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow-Away Zone), Subsection (A), Subparagraph 84 Of The El Paso Municipal Code, By Revising Parking Restrictions On Santa Fe Street. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 8)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 26I.** An Ordinance vacating a 20-foot wide alley within Block 217, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, 541-4635]
- 26J.** An Ordinance vacating a 20-foot wide alley within Block 218, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, 541-4635]
- 26K.** An Ordinance vacating a portion of Campbell Street (Triangle) adjacent to Block 218, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, 541-4635]
- 26L.** An Ordinance vacating a portion of Florence Street between Blocks 217 and 218, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, 541-4635]

- 26M.** An Ordinance vacating a portion of Ochoa Street adjacent to Block 217, Campbell Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning, Research & Development, Rudy Valdez, 541-4635]

PUBLIC HEARING WILL BE HELD ON, WEDNESDAY, JUNE 2, 2004 FOR ITEMS 26A – 26M

- 26N.** An Ordinance changing the zoning of a Portion of Tract 3J, Section 43, Block 80, Township 1, Texas & Pacific Railway Company Surveys, El Paso, El Paso County, Texas (Cross Street & Railroad Drive) from C-4 (Commercial) to R-5 (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00014. Applicant / Representative: Carefree Land, R.P., 1560 Goodyear, El Paso, TX 79936 **(District 4)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 26O.** An Ordinance granting Special Permit No. ZON04-00015, to allow for a planned residential development on a Portion of Tract 3J, Section 43, Block 80, Township 1, T & PRRC Surveys, El Paso, El Paso County, Texas (Cross Street and Railroad Drive) pursuant to Section 20.14.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: R-5 (Residential). Applicant / Representative: Carefree Land, R.P., 1560 Goodyear, El Paso, TX 79936 **(District 4)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 26P.** An Ordinance changing the zoning of a Portion of Lots 1C1 and 1D1, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas (Gomez Road & Oscar Perez Ave.) from R-F (Ranch-Farm) to R-2 (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00032. Applicant: View Point Acreage, L.L.C./ Representative: Brock & Bustillos, Inc., 417 Executive Center Blvd., El Paso, TX 79912 **(District 1)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 26Q.** An Ordinance granting Special Permit No. ZON04-00031, to allow for a planned residential development on a Portion of Lots 1C1 and 1D1, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas (Gomez Road & Oscar Perez Ave.) pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: R-2 (Residential). Applicant: View Point Acreage, L.L.C./ Representative: Brock & Bustillos, Inc., 417 Executive Center Blvd., El Paso, TX 79912 **(District 1)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 26R.** An Ordinance changing the zoning of Lot 24, save and except a strip of land 1.5 Feet by 65 Feet out of the Northeasterly portion of said Lot and all of Lots 25 and 26, Block 50, Government Hill Addition, El Paso, El Paso County, Texas (4114-4116 Bliss Avenue) from R-4 (Residential) to A-2 (Apartment). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00046. Applicant: William Martin Leff / Representative: J.R. Rubalcava, Sr., 3118 Montana, El Paso, TX 79903 **(District 2) THIS IS AN APPEAL CASE.**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

PUBLIC HEARING WILL BE HELD ON TUESDAY, JUNE 8, 2004 FOR ITEMS 26N – 26R

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

27. DISCUSSION AND ACTION – MAYOR AND COUNCIL:

- 27A.** Discussion and action concerning the installation of a multi-way (4-way) stop at the intersection of Parral and La Paz.
[Representative Jose Alexandro Lozano, (915) 541-4515]
- 27B.** Staff briefing on landfill operational and management issues.
[Mayor & Council, Jim Martinez, (915) 541-4015]
- 27C.** Discussion and action on adopting an ordinance creating the El Paso Economic Development Group. [Representative Daniel S. Power, (915) 541-4189]
- 27D.** Discussion and action on an economic development tourism initiative for financial commitment to support a citywide campaign to include signage, two billboards, banners, bench ads and bus wraps. An oversight committee will assist with design, placement and budget.
[Representative Daniel S. Power, (915) 541-4189]
- 27E.** Discussion and action on hiring a Program Manager to oversee the 2004 Capital Improvement Projects. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 27F.** Discussion and action on proposal for a multi-use arena to be built on land donated to the City at Bassett Center as a "turn key project" subject to voter approval. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 27G.** Authorize the Mayor to communicate proposed multi-use arena project as supportive of US Army MWR goals in relationship to initiatives on the part of Fort Bliss in upcoming round of BRAC discussions.
[Representative Jose Alexandro Lozano, (915) 541-4515]

28. DISCUSSION AND ACTION – COMPTROLLER:

Resolution that the City Council of the City of El Paso hereby adopts to require Direct Deposit, in a financial institution of the employee's choice, as a condition of employment for all employees hired after July 1, 2004.

That City of El Paso employees that are able to show hardship may be exempt from participation at the discretion of the City Comptroller.
[Comptroller, Carmen Arrieta, (915) 541-4239]

29. DISCUSSION AND ACTION – PERSPECTIVA +3D/I (P + 3):

[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

- 1.** Zoo Support Facilities 2000 QOL Bond Projects – Discussion and action on scope and budget adjustments to allow the construction contract to be awarded currently \$801,900 over budget based on bids received April 21, 2004.

- A. Discussion and action on substitution of Animal Holding Facility with modified Fish Quarantine / Animal Holding Building and proposed value engineering options to allow the Zoo Support Facility Projects construction contract to be awarded to the best value contractor.
- B. Discussion and Action on transfer of \$200,000 from the New Delta Pool and New Delta Senior Center (Zoo Proposition 3 funded projects) projects' construction contingency to the Zoo Support Facility Projects.
- 2. Memorial Pool and Reserve 2000 QOL Bond Projects - Discussion and Action on transfer of \$136,000 from the Parks Contingency Fund to the Memorial Pool and Reserve projects to allow the construction contract to be awarded to the best value contractor.

30. DISCUSSION AND ACTION – PURCHASING:

Resolution that the Director of Purchasing is authorized to notify Office Janitorial Services (Professional Office Service), that the City is terminating Contract No. 2002-077 pursuant to the provisions and requirements of Section C 8A of the Contract Clauses due to convenience and that the termination shall be effective as of March 2nd 2004. [Purchasing Department, Ray Heredia, (915) 541-4316]

31. PUBLIC HEARING – MAYOR AND COUNCIL:

An Ordinance amending Title 20 (Zoning) Chapter 20.08 (General Design and Use Regulations) Section 20.08.207 (Mobile Service Unit Development Standards) to redesignate all mobile service unit ordinance references now located in 20.08.207 to code Section 20.08.207.5; to add 20.08.207.5.10 which will allow businesses to provide Mobile Servicing for employee vehicles at the employer's place of business; and to amend Chapter 20.02 (General Provisions and Definitions) to change the reference in 20.02.513 (Mobile Service Units) from 20.08.207 to 20.08.207.5. The penalty is as provided in 20.68 of the City of El Paso Municipal Code.
[Representative John F. Cook, (915) 541-4140]

32. PUBLIC HEARINGS – FINANCIAL AND ADMINISTRATIVE SERVICES:

- 32A.** An Ordinance authorizing the issuance of City of El Paso, Texas, General Obligation Commercial Paper Notes, Series B, in an aggregate principal amount not to exceed \$50,000,000 for the purpose of providing money for certain authorized purposes; approving and authorizing certain authorized officers and employees to act on behalf of the City in the selling and delivery of such notes, within the limitations and procedures specified herein; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of the notes, including the approval of an Issuing and Paying Agency Agreement, a Credit Agreement, an Offering Memorandum and a Commercial Paper Dealer Agreement.
[Financial and Administrative Services, William Chapman, (915) 541-4011]

- 32B.** An Ordinance of the City of El Paso, Texas, authorizing the issuance and sale of City of El Paso, Texas, Solid Waste Disposal System Revenue Bonds, Series 2004; providing for the security and payment of said bonds; approving the Official Statement; approving execution and delivery of a Bond Purchase Agreement and enacting other provisions relating thereto.

[Financial and Administrative Services, William Chapman, (915) 541-4011]

33. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- 33A.** An Ordinance changing the zoning of Lots 6 and 7, Block 1, El Paso West Unit 2, Replat A, City Of El Paso, El Paso County, Texas (1345 Export Place) from M-1 (Manufacturing) to C-3 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00043. Applicant: Harvest Christian Center, Inc./ Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 1)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 33B.** Resolution approving support for the nomination of the Montana Avenue Historic District (1000 through 1500 blocks of Montana Avenue) to the National Register of Historic Places by the Texas Historical Commission. **(District 8)**

[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

34. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:

- 34A.** Public hearing to determine if the property located at 150 Cherry Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 15th, 2003. The owners of this property, Juan and Maria Flores, 150 Cherry Street, El Paso, Texas 79915, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 34B.** Public hearing to determine if the property located at 3404 Montridge Court, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25th, 2004. The owners of record as of March 23rd, 2004, Robert C. & Mary Oberlander, P. O. Box 640773, El Paso, Texas 79904, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 2)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 34C.** Public hearing to determine if the property located at 11661 Norman Montion Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25th, 2004. The owner of record as of March 23rd, 2004, Ida M. Poole, 11661 Norman Montion Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$9,401.72. **(District 5)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 35.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 35A.** City Attorney's Office authorization to settle the City's subrogation interests. (551.071) [City Attorney's Office, Guadalupe Cuellar, (915) 541-4550]
- 35B.** City Attorney's Office authorization to settle lawsuits and claims filed by or against the City of El Paso. (551.071)
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 35C.** City of El Paso vs. Vintage Car Wash, File No. 02-PD-6-4G. (551.071)
[City Attorney's Office, Michele Little Locke, (915) 541-4550]
- 35D.** Subrogation Claim Regarding Timothy G. Rogers. (551.071)
[City Attorney's Office, Michael Moffeit, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

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